



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION 10

1200 Sixth Avenue, Suite 900  
Seattle, Washington 98101-3140

APR 4 2016

OFFICE OF  
COMPLIANCE AND ENFORCEMENT

Reply to: OCE-101

**CERTIFIED MAIL – RETURN RECEIPT REQUESTED**

**NOTICE OF VIOLATION**

Mr. John Jones  
Owner  
Jones Fish Hatchery  
P.O. Box 265  
Hagerman, Idaho 83332

Re: Jones Fish Hatchery  
NPDES Permit Number IDG130005

Dear Mr. Jones:

On behalf of the United States Environmental Protection Agency (EPA), I would like to express my appreciation for your time and cooperation during the April 21, 2015, Clean Water Act (CWA) inspection of Jones Fish Hatchery ("Facility") by the Idaho Department of Environmental Quality (IDEQ) on behalf of EPA. The purpose of the inspection, and subsequent EPA administrative file review, which included Discharge Monitoring Reports (DMRs) submitted by the Facility, was to determine compliance with the requirements of the CWA and the National Pollution Discharge Elimination System (NPDES) general permit number IDG130005 ("Permit") for *Aquaculture Facilities in Idaho, subject to Wasteload Allocations under Selected Total Maximum Daily Loads*. The purpose of this letter is to notify you of the results of the IDEQ inspection and EPA administrative file review. At the time of the inspection, the inspector did not note any deficiencies or areas of concern.

**REVIEW OF ADMINISTRATIVE FILES**

1. Part V.B of the Permit states that the permittee must summarize monitoring results, including influent, effluent, and net results, each month on the Discharge Monitoring Report (DMR) form (EPA No. 3320-1) or equivalent. The permittee must submit reports monthly, postmarked by the 20th day of the following month. The permittee must sign and certify all DMRs, and all other reports, in accordance with the requirements of Part VII.E.

During review of DMRs from February 2011 through March 2016, it was found that the Facility submitted two DMRs late. The April 2014 DMR was received on July 10, 2014. The October 2014 DMR was received on December 21, 2014. These are violations of Part V.B of the Permit.

2. Part V.B of the Permit states that the permittee must summarize monitoring results, including influent, effluent, and net results, each month on the Discharge Monitoring Report (DMR) form (EPA No. 3320-1) or equivalent. The permittee must submit reports monthly, postmarked by the 20th day of the following month.

During review of DMRs from February 2011 through March 2016, it was found that the Facility failed to report seven parameters over April and May 2015. These are violations of Part V.B of the Permit. A list of the violations is enclosed (Enclosure A).

3. Part IV.D of the Permit states that during the term of this permit, the permittee must prepare and submit an annual report of operations by January 20th of each year to EPA and IDEQ. A copy of the annual report and the data used to compile it must be available to EPA and IDEQ upon request and during inspections.

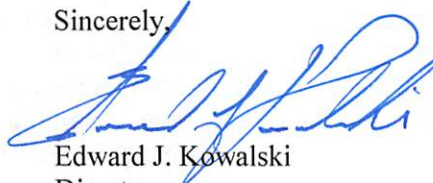
During review of DMRs from February 2011 through March 2016, it was found that the 2015 Annual Report was submitted late. The 2015 Annual Report was received on February 29, 2016. This is a violation of Part IV.D of the Permit.

On December 21, 2015, the NPDES Electronic Reporting Rule became effective. Permittees with a DMR requirement will have one year from this date to submit DMRs through NetDMR. Additional information is enclosed (Enclosure B).

Although our goal is to ensure NPDES facilities comply fully with their permits, the ultimate responsibility rests with the permittee. As such, I want to strongly encourage you to continue your efforts to maintain full knowledge of the Permit requirements, and other appropriate statutes, and to take appropriate measures to ensure compliance. Notwithstanding your response to this letter, EPA retains all rights to pursue enforcement actions to address these and any other violations.

I have enclosed a copy of the inspection report (Enclosure C). If you have any questions concerning this matter, please do not hesitate to contact Raymond Andrews of my staff at (206) 553-4252.

Sincerely,



Edward J. Kowalski  
Director

Enclosures

cc: Mr. Stephen Berry  
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